

MEMORANDUM

(Open Session Report)

State of Alaska
Department of Law

to: Board of Agriculture and
Conservation

Division of Agriculture,
Department of Natural Resources

DATE: September 30, 2010

FILE NO.: BAC general

TEL. NO.: (907) 269-3039

SUBJECT: AAG report for
October 13, 2010 BAC
meeting

FROM: Bob McFarlane
Assistant Attorney General
Commercial & Fair Business Section
Anchorage

PART 1: NON CONFIDENTIAL MATTERS FOR OPEN MEETING SESSION

1. Hartman Collection. The Hartman property was scheduled to go to sale on September 24, 2010. At about 4:50 p.m. on September 23, 2010 I received a check from Lorraine Doucette (one of the Hartman heirs) to cure the default. The check was made out improperly so I postponed the foreclosure sale until October 6, 2010 to give Ms. Doucette a chance to correct the payment problem. As of the date of this memo I have not received a replacement check. I will provide the board with a verbal status update at the BAC meeting.

PART 2: CONFIDENTIAL MATTERS FOR EXECUTIVE SESSION

Open Meetings Act – A.S. 44.62.310(b)¹
Attorney Client Privilege - Alaska Evidence Code §503(b)²

There are no confidential legal matters for discussion at this meeting.

¹ A motion to convene in executive session must clearly and with specificity describe the subject of the proposed executive session. A.S. 44.62.310(b).

² Section 503(b) of the Alaska Evidence Code states in relevant part: “A client has a privilege to refuse to disclose and to prevent any other person from disclosing confidential communications made for the purpose of facilitating the rendition of professional legal services to the client...”